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3  
4 BILL NO. X-77-05-24 - amended  
5 ANNEXATION ORDINANCE NO. X-st 78 last.

6 An ORDINANCE annexing certain territory  
7 to the City of Fort Wayne, and including  
the same in Councilmanic District No. 3

8 BE IT ORDAINED BY THE COMMON COUNCIL OF THE  
CITY OF FORT WAYNE, INDIANA:

9 SECTION 1. That the following described territory  
10 be, and the same is hereby, annexed to and made a part of  
the corporation of the City of Fort Wayne, Indiana, to-wit:

11 Beginning at the Northeast Corner of the Southwest  
12  $\frac{1}{4}$  of the Northwest  $\frac{1}{4}$  of Section 13, Township 31  
13 North, Range 12 East, thence westerly along the south  
14 line of the north half of the north half of said  
15 Sections 13 and 14 to the west right-of-way line of  
16 the Penn. Central Railroad Company's right-of-way,  
17 thence south along said west right-of-way to the north  
18 right-of-way line of Interstate 69, thence in a north-  
easterly direction along the north right-of-way line  
19 of Interstate 69 to the center line of Ludwig Road,  
20 assumed common with the east-west center line of said  
Section 14, thence east along the center line of said  
Sections 14 and 13 to the southeast corner of the  
southwest quarter of the Northwest  $\frac{1}{4}$  of said Section 13,  
thence north along the East line of the Southwest  $\frac{1}{4}$   
of the Northwest  $\frac{1}{4}$  of said Section 13 to the point of  
beginning.

21 The above described area containing approximately 200  
acres.

22 SECTION 2. It is the policy of the City of Fort Wayne  
23 to furnish the above described territory within a period of (3)  
24 three years, governmental and proprietary services substantially  
25 equivalent in standard and scope to the governmental and pro-  
prietary services furnished by the annexing city to other areas  
of the city which have characteristics of topography, patterns  
of land utilization and population density similar to said des-  
cribed territory.

27 SECTION 3. Governmental and proprietary services which  
will be provided to the described territory are outlined in the  
fiscal plan for the territory developed by the Department of  
Community Development and Planning, which plan was examined,  
approved and adopted by the Common Council prior to the passage  
of this Ordinance.

30 SECTION 4. Said annexed territory shall be part of  
31 Councilmanic District No. 3 of the City of Fort Wayne, Indiana,  
as described in Section 2-9 of Article II of the Code of the  
City of Fort Wayne, Indiana 1974.  
32 SECTION 5. The effective date for this annexation is February 28, 1981.

33 SECTION 6. This Ordinance shall be in full force and  
effect after its passage, approval by the Mayor and sixty days  
after final publication thereof as required by law, but shall not  
take effect until February 28, 1981.

34 APPROVED AS TO FORM  
35 AND LEGALITY

Councilman

Read the first time in full and on motion by \_\_\_\_\_

, seconded by \_\_\_\_\_

, and duly adopted, re-

ond time by title and referred to the

Committee on \_\_\_\_\_ (and the City Plan Commission for  
recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers,  
City-County Building, Fort Wayne, Indiana, on \_\_\_\_\_, the \_\_\_\_\_ day  
of \_\_\_\_\_, 19\_\_\_\_\_, at \_\_\_\_\_ o'clock M., E.S.T.

DATE: \_\_\_\_\_

CITY CLERK

Read the third time in full and on motion by \_\_\_\_\_  
seconded by \_\_\_\_\_, and duly adopted, placed on its passage.

PASSED (LOST) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT:
TOTAL VOTES	5	2	1	1	
BURNS			X		
HINGA	X				
HUNTER					X
MOSES	X				
NUCKOLS	X				
SCHMIDT, D.		X			
SCHMIDT, V.		X			
STIER	X				
TALARICO	X				

DATE: 3-28-78

CITY CLERK

Mayors Veto Sustained - Ordinance Lost - a 2/3 vote

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as

(ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL) (APPROPRIATION) ORDINANCE

(RESOLUTION) No. \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_\_.  
ATTEST: (SEAL)

CITY CLERK

PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the  
day of \_\_\_\_\_, 19\_\_\_\_\_, at the hour of \_\_\_\_\_ o'clock M., E.S.T.

CITY CLERK

Approved and signed by me this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_\_  
at the hour of \_\_\_\_\_ o'clock M., E.S.T.

MAYOR

Read the first time in full and on motion by Stein, seconded by  
Hinga, and duly adopted, read the second time by title and referred to the  
Committee on Anneptation (and the City Plan Commission for  
recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers,  
City County Building, Fort Wayne, Indiana, on \_\_\_\_\_, the \_\_\_\_\_ day  
of \_\_\_\_\_, 19\_\_\_\_, at \_\_\_\_\_ o'clock M., E.S.T.

DATE: 5-10-77

**CITY CLERK**

Read the third time in full and on motion by Stein

seconded by George, and duly adopted, placed on its passage.

PASSED (LOST) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	5	3	1		
BURNS			X		
HINGA	X				
HUNTER		X			
MOSES	X				
NUCKOLS	X				
SCHMIDT, D.		X			
SCHMIDT, V.		X			
STIER	X				
TALARICO	X				

DATE: 3-14-78

CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as  
(ZONING MAP) — (GENERAL) — (ANNEXATION) — (SPECIAL) — (APPROPRIATION) ORDINANCE

(RESOLUTION) No. X-01-78 on the 14th day of March, 1978.  
ATTEST: (SEAL) John T. Jones

Amelia  
CITY CLERK

PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 15<sup>th</sup>  
day of March, 1978, at the hour of 12.30 o'clock P.M., E.S.T.

*Detained by [initials]*

Approved and signed by me this \_\_\_\_\_ day of \_\_\_\_\_  
at the hour of \_\_\_\_\_ o'clock M...E.S.T.

**MAYOR**

Bill No. X-77-05-24 - as amended

REPORT OF THE COMMITTEE ON ANNEXATION

We, your Committee on Annexation to whom was referred an Ordinance annexing certain territory to the City of Fort Wayne, and including the same in Councilmanic District No. 3

*Effective date of annexation is February 28, 1981.*

*Note - Stier, Hinga, Nuckles, (yes).  
V. Schmidt, D-Schmidt (No)*

AMENDMENT: SECTION 5. THE EFFECTIVE DATE FOR THIS ANNEXATION IS FEBRUARY 28, 1981

SECTION 6. THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT AFTER ITS PASSAGE, APPROVAL BY THE MAYOR AND SIXTY DAYS AFTER FINAL PUBLICATION THEREOF AS REQUIRED BY LAW, BUT SHALL NOT TAKE EFFECT UNTIL FEBRUARY 28, 1981.

have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance Do PASS.

JAMES S. STIER - CHAIRMAN

WILLIAM T. HINGA - VICE CHAIRMAN

VIVIAN G. SCHMIDT

JOHN NUCKOLS

DONALD J. SCHMIDT

*James S. Stier*

*William T. Hinga*

*John Nuckles*

314-78 CONCURRED IN  
DATE CHARLES W. WESTERMAN, CITY CLERK

*Hold  
until further  
action. Jay Anger + John H. Hink  
Date 18*

Bill No. X-77-05-24

REPORT OF THE COMMITTEE ON ANNEXATION

We, your Committee on Annexation to whom was referred an Ordinance  
annexing certain territory to the City of Fort Wayne, and including  
the same in Councilmanic District No. 3 (Oakbrook Park)

have had said Ordinance under consideration and beg leave to report back to the Common  
Council that said Ordinance PASS.

JAMES S. STIER - CHAIRMAN

WILLIAM T. HINGA - VICE CHAIRMAN

VIVIAN G. SCHMIDT

DONALD J. SCHMIDT

SAMUEL TALARICO

# Type Ordinance - Signed by Mayor

## AMENDMENT CERTIFICATION

Type Burns ordinance + attended at ~~committee session~~  
I, Charles W. Westerman, duly elected City Clerk of Fort Wayne, Indiana, and  
Clerk of the Common Council of the City of Fort Wayne, Indiana, do hereby  
certify that on March 14, 1978, in Regular Session of  
the Common Council ~~Ordinary~~ (AS AMENDED) Bill No. X-77-05-24 and Ordinance No. X-01-78  
was legally amended by the Common Council through a motion made by  
Stier, Councilman, and seconded by Hinga,  
Councilman. Said Amendment was voted to amend Ordinance No. X-01-78  
by a vote of:

Ayes: 5 - Hinga, Moses, Nuckols, Stier, Talarico

Total: Five

Nays: Hunter, D. Schmidt, V. Schmidt

Total: Three

Abstained: Burns

Total: One

Amended and attested on  
this date 3-14-78

Charles W. Westerman  
Clerk of the City of Fort Wayne  
& Clerk of the Common Council

Amendments made to Bill No. X-77-05-24 (as amended)  
at the Common Council meeting of March 14, 1978

SECTION 5. The effective date for this annexation is February 28, 1981.

SECTION 6. This Ordinance shall be in full force and effect after its passage,  
approval by the Mayor and sixty days after final publication thereof as required  
by law, but shall not take effect until February 28, 1981.

is now placed up for passage  
A motion to adopt the Committee  
action to amend this ordinance so it  
was introduced originally in language  
was made by D. Schmidt & Seconded  
T. Hanta. Said motion failed by vote  
~~APR 11 3-5-4~~

Section 5 (The effective date for this amendment) is February 28, 1981.

but shall not take effect until February 28, 1981.



## THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

office of the mayor

### VETO MESSAGE

X-77-05-24  
(as Amended)

I hereby veto amended Ordinance No. X-77-05-24 for the following reasons:

This ordinance must be vetoed because of City Council's amendment to delay the effectiveness of the annexation for a four-year period. There is no logical reason for delaying the annexation of an urbanized and commercial area surrounded on three of its four sides by the present City limits. The amended ordinance with its four year delay is an irresponsible act which would limit any growth to the City of Fort Wayne during that period of time.

Delaying annexation of urbanized areas to the City of Fort Wayne penalizes each and every taxpayer of the City of Fort Wayne. The loss of revenue is not merely the loss of the tax from the area not annexed, but it is a loss due to the fact that much of the City income is based upon the City's population, i.e. the cigarette tax which goes to the cumulative capital improvement fund is based upon the City of Fort Wayne's population in relation to the population of all other cities and towns in the State of Indiana. The alcoholic beverage tax paid to the City is based upon the City's population. Gasoline tax of the State, through the Motor Vehicle Highway Funds, is likewise based upon Fort Wayne's population. The local road fund and street fund is 60% based upon population and 40% based upon the miles or road within the City. Since the amended ordinance delays annexation beyond 1980, the date of the next census, the penalty to each and every taxpayer of the City of Fort Wayne will be felt for a long period of time and the City will suffer substantial loss of revenues for a period of time much longer than the four year delay in the amended ordinance.

The amendment delaying annexation sets a dangerous and illogical precedent for the many urbanized areas adjacent to our City which are indeed a part of our community and which you as

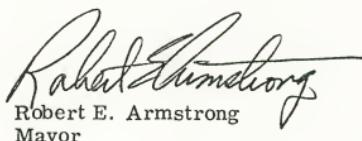
Veto Message - March 27, 1978

responsible representatives of the citizens and tax payers of our community must now ask to share in the cost of maintaining a viable and progressive community.

Those councilmen who voted to amend this ordinance have set an example indicating their willingness to abandon the citizens of Fort Wayne in exchange for their own perceived political gains. I submit to those councilmen who have amended this ordinance that the 30 pieces of silver in the form of their own political gains will prove to be as valueless as it was some 2000 years ago.

I call upon your concern for those that you represent, for the taxpayers of the City of Fort Wayne, and for all of the citizens of our community to commence forthwith on an effective annexation program keeping Fort Wayne growing and moving forward.

Signed this twenty-seventh day of March 1978.



The signature is written in cursive ink and appears to read "Robert E. Armstrong".

Robert E. Armstrong  
Mayor

REA/vrr

3621

Admn. Appr.

## DIGEST SHEET

*gen* TITLE OF ORDINANCE Annexation

as Amended  
X-77-05-24

DEPARTMENT REQUESTING ORDINANCE Community Development Planning - Division  
of Long Range Planning and Zoning

**SYNOPSIS OF ORDINANCE** An Ordinance annexing certain territory to the

### City of Fort Wayne.

EFFECT OF PASSAGE To be explained after City Plan Commission  
develops written report on proposed area.

EFFECT OF NON-PASSAGE To be explained after City Plan Commission  
develops written report on proposed area.

**MONEY INVOLVED (Direct Costs, Expenditures, Savings)** \_\_\_\_\_ To be explained after  
City Plan Commission develops written report on proposed area.

ASSIGNED TO COMMITTEE (L.N.)



## THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

September 28, 1977

Common Council of the  
City of Fort Wayne  
City-County Building  
One Main Street  
Fort Wayne, Indiana 46802

### COMMUNICATION FROM CITY PLAN COMMISSION

Gentlemen and Mrs. Schmidt:

Attached hereto is the study and recommendation of the City Plan Commission on one (1) ordinance concerning the amendment of the Fort Wayne Corporate Limits. The proposed ordinance is designated as: BILL NO. X-77-05-24.

At the City Plan Commissions regular meeting, held on September 26, 1977, this bill received a DO PASS recommendation for the reasons detailed in the Commissions resolution on page V-3 of the study.

Certified and signed this  
28th day of September, 1977.

Respectfully submitted  
CITY PLAN COMMISSION

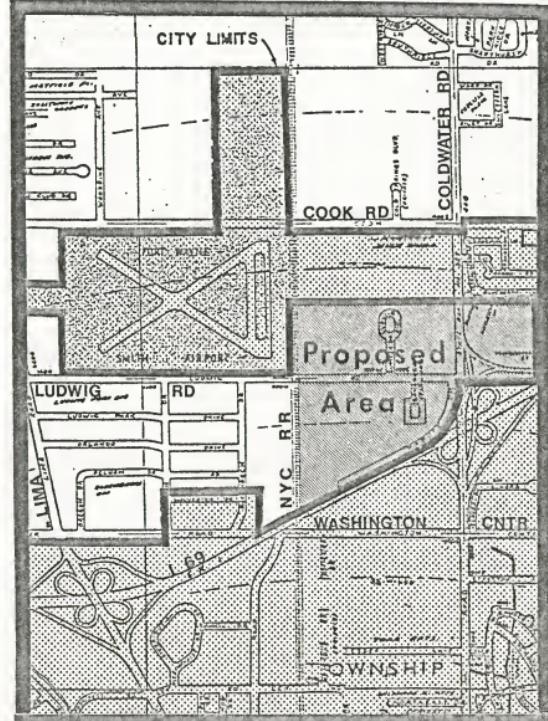
Joseph N. Adair  
Secretary

# OAKBROOK PARK ANNEXATION

Bill No. X-77-05-24

Ordinance No. \_\_\_\_\_

Effective Date \_\_\_\_\_

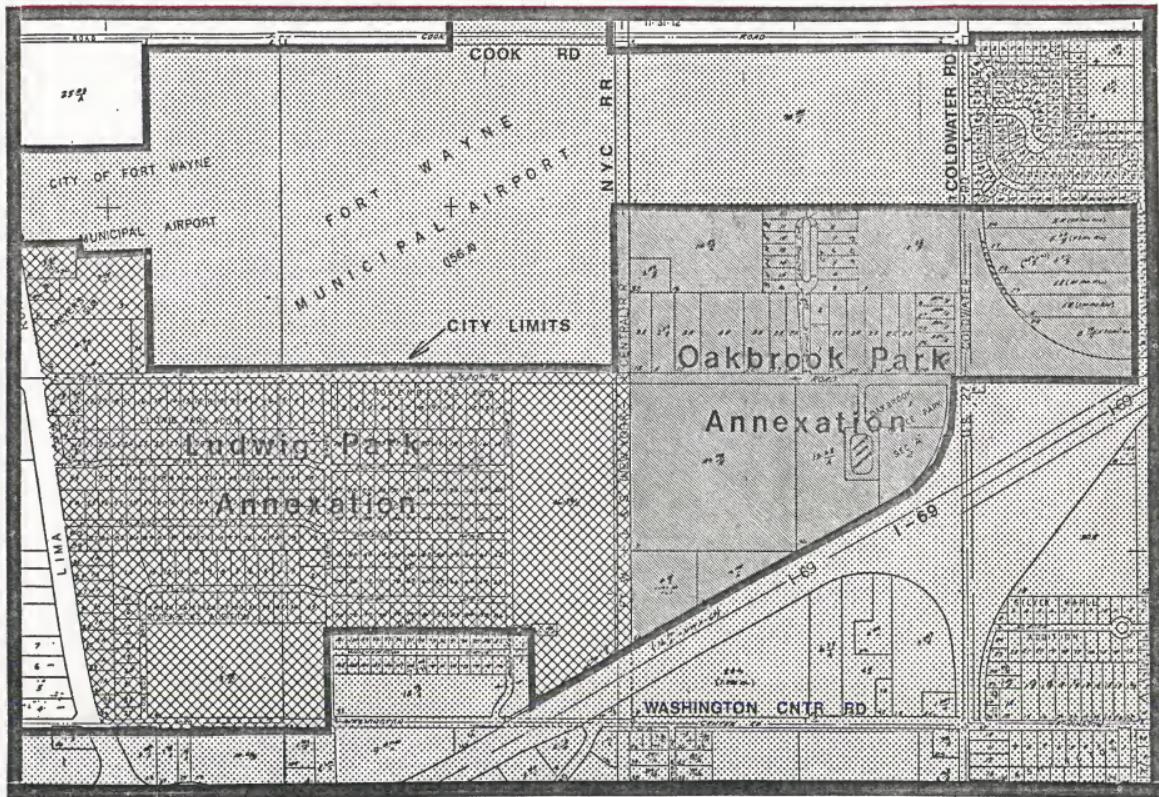


The City of Fort Wayne, Indiana - Community Development & Planning

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# MAP I



# INTRODUCTION

The Oakbrook Park area is north of Fort Wayne in Washington Township. The area is surrounded by the City of Fort Wayne on its northern, eastern, and southern boundaries. The land directly west of the Oakbrook Park area is a residential development named Ludwig Park, for which an annexation ordinance has been introduced into City Council and is presently under study by the City Planning Commission. The Oakbrook Park area meets the necessary Indiana criteria for annexation by being at least one-eighth contiguous to the corporate limits. Oakbrook Park is seventy-five percent (75%) contiguous to Fort Wayne. The future development criteria established by law is the basis for annexing this area. In addition, the City of Fort Wayne has developed the necessary fiscal plan for the area as required by the Indiana Statutes.

The future development criteria allows a city to annex an area if the area is needed and can be used by the city for its future development in the reasonably near future. Population projections have indicated the need for Fort Wayne to grow to accommodate its expanding urban area. The City Plan Commission has adopted an adjacent growth strategy in regards to future development. Growth adjacent to the corporate limits provides greater ease in concisely planning the services needed for development such as the utilities. Oakbrook Park is ideal for adjacent future development of Fort Wayne since its boundaries are contiguous (75%) to the City on the north, east, and south. In viewing the adjacent map, it becomes apparent that if Ludwig Park is annexed, the Oakbrook Park area will become a county island within the City Limits if it is not annexed.

In summary, the Oakbrook Park area would be a logical extension of Fort Wayne for its future development. The area would enhance the adopted adjacent growth strategy since the area has room to develop, being forty-five percent (45%) underdeveloped. The following ordinance reveals the area's basic data, the municipal services to be provided, the fiscal plans, and a summary and recommendation.

\*

# BASIC DATA

## A. LOCATION

Generally located North of Fort Wayne in Washington Township as follow.

South of Cook Road, East of New York Central Railroad, North of I-69, and West of Springwood Addition.

## B. SIZE

The area encompasses approximately 200 acres or .31 miles.

## C. POPULATION

According to the 1970 Census of Housing\* there are 3.52 persons per housing unit for this area. With 37 dwelling units in the area, an estimated 130 people live in the Oakbrook Park annexation area.

## D. BUILDINGS

Type	Number	Condition
Commercial	3	Excellent
Residential	37	Excellent-Good
TOTAL	40	

\* "1970 Census of Housing, Block Statistics", U.S. Dept. of Commerce, Bureau of the Census, September 1971.

## E. ZONING

Presently, 80% of the 193.85\*\* acres of land located within the area is classified RS1, Single Family Residence, under the zoning laws of Allen County. Of the remaining area 6% is zoned C3, General Commercial, and 14% CIA, Professional Services. Upon annexation the land shall be in the territorial jurisdiction of the City Plan Commission and shall automatically become classified with the corresponding city zoning:

- (80%) RS1 will change to - R1, Single Family Res.
- (6%) C3 will change to - B3B, General Business
- (14%) CIA will change to - B1A, Limited Business

## F. LAND USE

Type	Acres	Percent
Agricultural or Vacant	88.97	45%
Recreational	12.411	6%
Residential	87.899	44%
Commercial	4.57	2%
Streets or Roads	6.15	3%
TOTAL	200.00	100%

\*\* Additional 6.15 acres in streets and roads

## G. PLANNING

The Comprehensive Plan of Allen County, Indiana\* classifies the Oakbrook Park annexation area as suburban residential according to the 1990 Land Use Map. The Plan indicates that suburban subdivision development will be encouraged in this area in the future and further suggests that the area should be served by a full range of community facilities as a means to accommodate the future growth. It is projected that Washington Township will increase approximately 12,500 people by the year 1990. As discussed in the Comprehensive Plan, higher densities will be encouraged in residential districts on sites which can reasonably absorb this form of development. Well planned, higher residential densities are less costly in terms of land use, government and private investment, environmental costs, water use, as well as personal maintenance and costs.

Ludwig Road, a major access road to the Oakbrook Park area, is classified as an urban collector street for 1990 according to the Allen County Comprehensive Plan and the 1990 Transportation Plan\*\*. The Comprehensive Plan defines urban collector streets as distributing traffic from the arterials to the neighborhoods divided by local or collector streets. Ludwig Road is presently a collector street so it will maintain its status in the future with new development.

\* "Allen County Comprehensive Plan", The Allen County Plan Commission, May 1976.

\*\*"Fort Wayne, New Haven, Allen Co. Transportation Study (1990)", The Three Rivers Coordinating Council.

The City and County Plan Commissions have both adopted adjacent growth strategies. Adjacent growth encourages development of vacant areas contiguous to Fort Wayne and discourages scattered land growth. The Allen County Comprehensive Plan discusses important implications of this strategy such as utility and facility cost being minimized and that community facilities should be provided in a coordinated and efficient manner. Since the Oakbrook Park area is surrounded by the City Limits on the northern, southern, and eastern sides and the area is 45% (88.97 acres) undeveloped, growth of this area will be encouraged by both the City and County. Annexation of the area will provide the legal mechanism to insure the necessary urban services to the present and future development of the Oakbrook Park area.

\*

# MUNICIPAL SERVICES

## A. ESSENTIAL SERVICES

Essential services must be available upon the annexation of an area according to Indiana State Law, and include police protection, fire protection, garbage collection, traffic control, and Emergency Medical Services. Essential services are paid out of the tax base with no additional cost to the user for that service.

### 1. Police

Simultaneous with annexation, the Fort Wayne Police Department will become responsible for servicing the Oakbrook Park annexation area. The responsibilities of the department to the area is the maintenance of order and enforcement of laws. Such responsibilities encompass prevention and detection of criminal activity and apprehension of criminal offenders. It is also involved in legal issues such as participation in court proceedings and protection of constitutional guarantees. Assistance is given to those who cannot care for themselves or who are in danger of physical harm. The Police Department will also service the area with control of traffic, resolution of day to day conflicts among family, friends and neighbors, creation and maintenance of a feeling of security in the community, and promotion and preservation of civil order.

At the present time, the department has 1,688 sworn policemen per 1,000 population. With an estimated population of 160 people in the Oakbrook Park Annexation, .270 additional police officers and .028 communication personnel will be needed. The additional equipment necessary to support this area would be .089 of a car and .089 of a radio. A precinct station is not needed as a result of this annexation.

The table below list the type of additions needed and their cost for the area.

Account Name	Cost
.089 of a vehicle (veh.,gas,parts,etc.)	\$ 934.50
.089 of a portable radio	120.15
.27 of a police officer	4,028.84
.019 of a civilian	159.60
.028 of a communication officer maintenance & upkeep of communication equipment	417.80
TOTAL	48.02 \$5,708.91

The Police Department must keep tabulations on the percentage of personnel and equipment necessary for the annexation. The Chief of Police will study the manpower allocation in the department and after evaluating all the parameters, assign additional help where the new requirements demand it. The source of funding used to provide the implementation of scheduled improvements is the Police budget, as approved by the City Council.

Calls for police services are set upon a priority system (Example: Call for service - read a motor number - low priority, call for service-rape-high priority). If a call was received for reading a motor number and a squad car is available, it is sent. If they are almost there or arrived and a call for service for rape is received in communication, the squad is called off and the higher priority call takes precedence. This is done to give a high priority call for service a fast response time, which is normally the emergency type request. High priority response time is approximately 3 minutes.

## 2. Fire

The services the Fort Wayne Fire Department will be providing the proposed annexation area are the suppression of fire, fire prevention education, and fire inspections of churches and all commercial establishments.

The Fire Department will respond with firefighting equipment, materials and personnel to the proposed annexation area as it responds to similar locations within the City.

The Oakbrook Park annexation will not require additional personnel, equipment nor a fire station. The only costs will be operating costs listed below:

<u>Account Name</u>	<u>Cost</u>
Postage	\$ 2.00
Printing	6.00
Photography	2.00
Maintenance	10.00
Gasoline	27.00
Oil	3.00
Tires & Tubes	3.00
Garage Supplies	88.00
Medical, Surgical & Dental	37.00
Diesel Fuel	19.00
Repair Parts	31.00
<b>TOTAL</b>	<b>\$ 228.00</b>

The source of funding to provide these necessary services will be through taxation.

The Fort Wayne Fire Department is servicing, through a fire contract with GT&E Data Service

Corporation, lots #1 and #2 in Oakbrook Office Park. The sum under this contract is \$3,299.45.

The Fort Wayne Fire Department at this time provides service to the immediate north, east and south of the proposed annexation area. Therefore, immediate service will easily be provided to this area upon annexation.

## 3. Emergency Medical Service (EMS)

Upon annexation, the EMS Department will provide educational services to the public when needed in the form of slide and ambulance presentations. Also, the people of the proposed area will receive better service due to the Fire Department responses with the Fort Wayne Emergency Medical Service on serious nature runs such as heart attacks, parties unconscious and serious automobile accidents.

At this time the Emergency Medical Service does not provide any ambulance coverage to this proposed area. It is all handled by county or funeral home units. Immediately following annexation, EMS will assume responsibility for servicing this area. The estimated figure of ambulance runs to the end of this year, 1976 would indicate approximately 16,000. When dividing 16,000 by an estimated city population of 200,000 people, we show a fraction of .08 runs per person. The estimated number of people in the proposed annexation area is approximately 130. When multiplying 130 by .08, which is the fraction of runs per person we get a proposed figure of approximately 10.40 additional ambulance runs for this area. This means there would be an increase of ambulance runs to our existing service. The response time of ambulance runs to this area will be no longer than to other areas of the City.

There will be no additional personnel required since the present quota of Emergency Medical Technicians will be able to provide the services required. Also, no capital costs, such as new ambulances, are required. However, there is always the possibility of capital costs occurring in the event of lost or damaged equipment that would have to be replaced to keep the proper inventory on these units. The cost of annexing Oakbrook Park for EMS is listed below.

<u>Account Name</u>	<u>Cost</u>
Salaries	\$ 238.24
Postage	.24
Traveling	.80
Printing	.48
Repair of Equipment	5.12
Instruction	3.60
Telephone & Telegraph	1.04
Medical Services	.80
Gasoline	11.92
Oil	.24
Tire & Tubes	.08
Household, Laundry & Cleaning	.48
Other Supplies	.40
Other Institutional & Medical Supplies	7.68
Official Records	.80
Stationery & Printing	.48
Other Office Supplies	.64
Repair Parts	2.40
Insurance	20.96
Subscriptions & Dues	.16
Retirement & Social Security	10.56
Office Equipment	.16
Other Equipment	3.60
	<u>\$ 310.88</u>

The source of funding used to provide the necessary service will be through taxation.

#### 4. Solid Waste Collection

Under the terms of the present contract, between the City of Fort Wayne and National Serve All, the cost of solid waste collection is \$34.89 per household per year. With 37 households within the area, the total costs will be \$1,290.93 per year. If additional personnel is needed they will be hired by the contractor. It will require additional administrative personnel.

#### 5. Traffic Control

Traffic control involves installation and maintenance of traffic control devices including surveys, investigations and fire alarm systems.

Additional personnel will not be required for this annexation area. The necessary equipment for the Oakbrook Park area are listed below with the costs.

<u>Account Name</u>	<u>Cost</u>
Annual Paint Program	
2,300 ft. yellow	\$ 294.40
5,200 ft. white	639.60
8 - street name installations	466.80
3 - sets intersection control	283.20
1 - fire alarm box	<u>1,500.00</u>
TOTAL	\$3,184.00

Presently the Traffic Engineering Department has a paint contract with the County. The City of Fort Wayne will assume total responsibility for traffic control in this area upon annexation. The services, provided by Traffic Engineering for this area, will be comparable to the rest of the City of Fort Wayne by six months after annexation. The source of funding that could be used to provide for the installation of the scheduled improvements and/or services are Real Estate Taxes, MVH Funds, and Revenue Sharing.

#### B. OTHER MUNICIPAL SERVICES

Other Municipal Services are generally obtained by petition of the property owners. These services include parks, new streets and sidewalks, and lighting. These services are dependent upon availability of funds and certain services require additional financial participation from the petitioners.

##### 1. Street Lighting

A street lighting survey report has been prepared by Carl O'Neal, Street Light Administrator. The report encompasses general street lighting facts, benefits, accepted modern practices, available light sources, and Master Plans for street lighting. Specifics are then discussed involving finances and recommendations for the Oakbrook Park area. The following section on street lighting includes excerpts from the survey report which specifically relate to the Oakbrook area.

Street light improvements could be provided immediately after the Board of Public Works receives petitions requesting street lighting from the new

Fort Wayne citizens providing this is approved and funding is available. It should be understood that all costs of materials and labor in this report are based on current prices and budgets (1976). If this proposed annexation is delayed for any length of time, it could result in as much as 10% per year increase in the cost estimate.

An exception to this procedure will be made if State projects are involved or if Urban Funds or Arterial Road and Street Funds are used.

The following recommendations and estimates will be based upon the above policy.

##### a. Major Traffic Arteries

This classification of streets - like an artery in the human circulatory system - means life or death to a City moving goods and people on wheels. The need for improved lighting is easily demonstrated in reduced accidents and improved efficiency in the use of each costly traffic lane.

M400A Luminaire or equal

400 watt high pressure sodium lamp

Aluminum pole (breakaway) 35' M.H.

Light Level 1.0 - 2.0 Horiz.ft.candle

Underground wiring

Spacing 100-150 feet.

<u>Street</u>	<u>No Poles</u>	<u>Unit Price</u>	<u>Costs</u>
Coldwater Rd.	19	\$ 1,110.00	\$21,090.00

A request was submitted to the Board of Works on November 16, 1976 to extend the Coldwater Road lighting to the intersection of the Cook Road by Ken Taylor, Street Engineer. Northrup High School, as well as the subdivision on the east side of Coldwater Road has generated considerable activities which makes this additional lighting necessary. This project, if approved, will probably be funded with Urban Funds or Arterial Road and Street Funds.

b. Secondary Traffic Streets (Design Group "E")  
These are often called "Collector" streets feeding from local residential areas to main arteries.

M250 A Luminaire or equal

150 watt high pressure sodium or 175 watt mercury lamp

Concrete or wood pole

Overhead wiring

Mounting height 28-30 ft.

Spacing 150-180 ft.

Light Level - 0.6 - 1.2 horiz. foot candle

<u>Street</u>	<u>No.</u>	<u>Poles</u>	<u>Unit Price</u>	<u>Costs</u>
Ludwig Rd.	18	650.00	\$11,700.00	
Racquet Dr.	18	650.00	11,700.00	
Oakbrook Parkway	7	650.00	4,550.00	
TOTAL	43		\$27,950.00	

This design group lighting would be funded by the City of Fort Wayne.

c. Residential Streets

(1) General Residential - Standard Lighting (Design Group "G")

M250 A Luminaire or equal  
150 watt high pressure sodium or 175 watt  
DX mercury lamp  
Concrete or wood poles, overhead wiring  
Spacing 180-200 feet  
Mounting height - 25 ft.  
Light Level - .4 horiz. foot candle

<u>Street</u>	<u>No.</u>	<u>Unit Price</u>	<u>Costs</u>
Sumner Drive	4	\$650.00	\$2,600.00
Ludwig Circle	8	650.00	5,200.00
TOTAL	12		\$7,800.00

This lighting would be funded by the City of Fort Wayne.

Refer to MII for map of General Residential Standard lighting (Design Group "G") on page 6.

(2) Class "A" Residential (Design Group "H")

Post Top Luminaire - TC 100Z, PMA 116, etc.  
(ornamental)

100 watt high pressure sodium  
post-tapered aluminum

Mounting height - 14 ft.

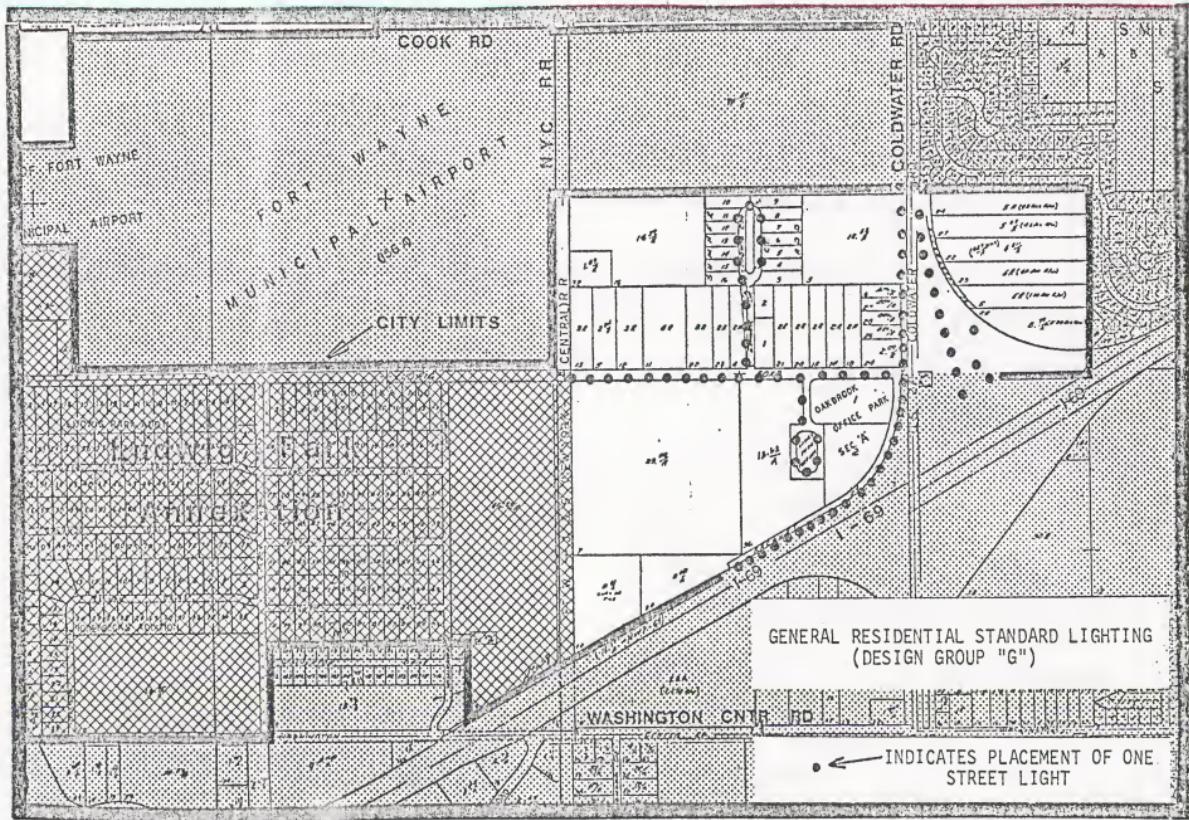
Underground wiring

Spacing - 100-120 feet

Light Level 0.4 - 0.5 horiz. foot candles

<u>Street</u>	<u>No.</u>	<u>Poles</u>	<u>Unit Price</u>	<u>Costs</u>
Sumner Drive	6	710.00	\$4,260.00	
Ludwig Circle	9	710.00	6,390.00	
TOTAL	15		\$10,650.00	

# MAP II



The difference in cost of the Class "A" residential (Design Group "H") and the General Residential (Design Group "G") would be funded by assessment of the property owners.

Example:

"Class 'A' " Residential (Ornamental)	\$10,650.00
General Residential (Standard Lighting)	<u>7,800.00</u>
Property Owners' Cost	\$ 2,850.00

d: Developers

An ordinance amending the Municipal Code of the City of Fort Wayne, Indiana, was adopted in 1946.\* (Bill No. G-59-08-07) General Ordinance No. G-40. By adding thereto a new Chapter 28A adopting provisions for Subdivision Control and the approval of plats and replats within the area over which the Fort Wayne City Plan Commission has jurisdiction. This Subdivision Control Ordinance requires that Street Lighting shall be provided in all new residential, apartment, commercial and industrial subdivisions by the developer. The design, material and installation shall meet the minimum requirements and specifications adopted by the Board of Public Works and on file therein.

There is undeveloped and unplanned land within the proposed annexation areas. When this land is developed, it will be the developers obligation to install the street lighting system. The plans and estimates in this report do not include undeveloped areas.

Good streets, curbs and sidewalks as well as adequate lighting are essential.

Historically, construction and maintenance have been the responsibility of the property owner. However, the rising construction costs of the last decade have made this responsibility a real hardship for the average citizen. To construct these totally with local tax dollars is an impossibility.

e. Policy

In an effort to lift part of this burden and to make policies that will treat all people in all neighborhoods fairly, the Administration adopted a Public Works Policy, Resolution No. 63-195-20 on July 14, 1976. Pertaining to Street Lighting this policy is as follows:

1. Single alley and street lights with wooden or cement poles and overhead wiring (no more than three (3) to a block), total cost to the City.
2. Ornamental Lighting

The Street Light Engineering Department will make an estimate of the cost of petitioned ornamental lighting project. They will also estimate what the cost would be if done with regular lighting (wooden - cement poles). The City will pay the portion of the project that it would cost if done with regular lighting and the property owner will pay the difference. On recent ornamental lighting projects that difference (property owner's share) has average between .018 cents and .020 cents per square foot of property. For example:

\*Municipal Code of the City of Fort Wayne, IN.  
Subdivision Control Ordinance

A lot 50' x 100' = 5000 sq.ft. x .018 = \$90.00

50' x 100' = 5000 sq.ft. x .020 = \$100.00

If a property owner's assessment amounts to over \$100.00, they may elect to pay for it through the Barrett Law System which allows them to pay 10% per year over a ten year period at 6% simple interest. The property must be inside the City of Fort Wayne City Limits.

The existing street lights in Oakbrook Park & Ludwig Park consists of a few scattered security lights rented from Indiana and Michigan Electric Company at a cost of \$5.00-\$7.00 per month, paid for by the property owners who ordered them installed. Allen County does not install or fund the maintenance or energy costs for street lighting in suburban Allen County. If the proposed areas are annexed, the City of Fort Wayne will pay 100% of the operating costs.

The cost of providing street lighting service to any community can be broken down into three basic elements:

1. Capital Cost (equipment, installation, labor, engineering, etc.)
2. Maintenance and Operation(cleaning, repair, relamping, etc.)
3. Electric Energy (charged by electric utility in ¢/KWHR.)

These costs are inherently present and must be paid by some agency doing the work involved, whether or not they are reimbursed - i.e., there is no such thing as "free street lighting".

Taking the basic cost elements in reverse order these remarks pertaining to each are offered -

- 3.Electric energy - The City of Fort Wayne has a good street lighting rate with I&M. However, fuel costs, construction, and interest charges are all going up. Selecting light sources which conserve energy is not "patriotic", it is good economics - and getting better. Energy cost is funded through the tax rate. The present rate is .0135¢/KWHR.
2. Maintenance and Operation - is performed by maintenance crews contracted by a contractor through the bid procedure. It is funded by City Light Utility.
1. Capital Costs - Construction and Installation - The prevailing business climate-and the trends in government - favor municipalities purchasing and installing their own lighting systems today. As stated earlier, obtaining Capital Funds is relatively easier than covering higher operating costs from overstrained general revenue sources.

Following are some of the methods of paying the capital cost associated with Street Lighting.

1. General Fund sources, Lighting Fund (Misc. Light Orders)
2. State and Federal Urban or Arterial Road and Street Funds (Major Traffic Arteries Only)  
Revenue Sharing Funds are allocated annually into the Street Lighting Fund.
3. Contributions or Assessments - By benefiting property owners who desire higher light levels (such as commercial districts) ornamental or underground wiring, etc., that would result in an installation that is above basic levels or City of Fort Wayne's standard installations.

The maximum total capital cost to the City of Fort Wayne to adequately light the proposed Oakbrook Park Annexation Area assuming that there is no Urban, Arterial Road and Street Funds or Property Owner participation would be as follows:

Major Traffic Arteries	\$21,090.00
Secondary Traffic Streets	27,950.00
Residential Streets (Standard Lighting)	<u>7,800.00</u>
TOTAL	56,840.00

In determining the per year operating cost, we have separated maintenance and energy costs as follows:

	No. Poles	Unit Cost	Total
Maintenance	74	8.67	\$641.58-City
Energy	74	<u>13.33</u>	986.42-City
TOTAL		\$22.00	\$1,628.00-Per Year

## 2. Streets and Roads

The Street Engineering Department will provide engineering services and construction supervision of all streets, alleys, and sidewalks to be constructed within the proposed annexation area. The number of new miles of street added to the present street system and their conditions are listed by classification.

<u>Types Of Streets</u>	<u>Condition</u>
.25 miles Arterial	Good
.5 miles Collector	Fair
.58 miles Residential	Good
.6 miles Residential	Fair

The Street Engineering Department performs work in accordance with specific directions from the Board of Works and/or by petitions from the property owners within the City Limits of Fort Wayne; one engineering personnel is required. Since the Oakbrook Park area is adding less than two miles total, no additional personnel or engineering equipment are required to service this area.

The estimated cost to improve all streets within this area to meet City standards and specifications are listed below:

### Classification

Arterial Streets (.25 miles)	none required
Collector Streets (.5 miles)	\$330,000.00- Constr. \$ 33,000.00 Engr.
Residential Sts. (1.18 miles)	316,800.00 Constr. (sts. & sidewalks) 31,680.00-Engr.
TOTAL	\$711,480.00

The source of funding to provide the street improvements would be obtained from property owners participation, City participation from M.V.H. or Revenue Funds; arterial street improvements would be funded from Federal Aid Urban monies and/or Arterial Road and Street Account monies.

3. Park

The Park Department will not be directly servicing the Oakbrook Park area. There are no physical Park improvements proposed. Private recreation facilities include the Racquet Club and Gunnar Elliot Ice Arena. Public facilities include Northrup High School's open space and facilities. Until such time as curbs and sidewalks are installed, there would be no planting of street trees.

4. Miscellaneous

Other services provided by the City through the Board of Works are listed below with their costs.

<u>Account Name</u>	<u>Cost</u>
Street Sweeping	334.51 per mi.per yr.
St. Surface Maint.	383.70 per mi.per yr.
Mowing	103.10 per mi.per yr.
Leaf Pick-up	98.59 per mi.per yr.
Snow/Ice Revoved	253.73 per mi.per yr.
TOTAL COSTS	<u>1173.63 X 1.93*=2265.11</u>

\* = the total number of miles in the Oakbrook Park Annexation

Therefore, the total cost of the above services are \$2,265.11 per year for the Oakbrook Park area.

# FORT WAYNE UTILITIES

The Water and Water Pollution Control Departments' service costs are dependent upon user charges such as monthly bills and tap fees. The utility services are not funded through Civil City property taxes.

## A. WATER

A water facilities report has been prepared by Donald Foland, Chief Water Engineer, for the Oakbrook Park annexation. The report explains the services to be provided by Fort Wayne Water Utility, its relationship to Master Water Plan, scheduled capital improvements, funding of water main installation, legal processes and rules, water distribution capital improvement costs, fire hydrant data, and water rates versus annexation. Map III is an attached map of city water facilities in the Oakbrook Park annexation area. The report also contains another Exhibit, which explains the general rules and regulations of the Fort Wayne Water Utility. Exhibit II has been omitted from this section, but is available for review upon request. This section on water services includes portions of the total water facilities report.

A substantial portion of this area is already served with City water through mains constructed since 1967. These mains, along with their respective sizes and approximate locations of existing fire hydrants are shown on the attachment marked Map III.

As you can see, no additional service will be required for a major portion of the area. There are presently a total of 10 residential customers, plus the G.T.E. Data Center located on Oakbrook Parkway.

In addition to the existing customers of the Fort Wayne Water Utility, there are additional residences within the area under consideration for annexation, plus 2 commercial establishments also within the area. These additional customers can be served either directly from the existing water mains (if their property is adjacent to such existing mains) or by the extension of additional water mains from existing distribution and/or feeder mains within the area to their property.

The Fort Wayne Water Utility already has under consideration the construction of a 24" feeder main designated as the "Paramount-Washington Center Road Feeder Main" for which plans are already completed. The estimated cost of this project is \$263,615.00 and this department has requested Federal Aid to finance its construction. As soon as a determination is finalized as to the method of financing, we are prepared to solicit bids and proceed with its installation. This main is the one shown by ..... on Map III.

With regard to other capital improvements within or adjacent to this annexation area, specific scheduling has not yet been established. However, we are prepared to proceed with plans, specifications, bidding, and construction on any portion or all of the additional feeder mains shown by ---- on Map III, as the demand for their need becomes apparent.

An overall 5-year plan and schedule for Feeder Main Capital Improvements is being reviewed and should be finalized late in 1977.

Distribution mains to be constructed within this annexation area, or any other area, are scheduled as their need is apparent and property owners submit petitions for their installation. Therefore, no specific scheduling of distribution main construction is made for any given area. The proposed distribution mains have been shown by ----- on Map III and are those needed to provide service to the balance of the platted streets within this annexation area. These mains, along with other distribution mains which may be needed in areas not yet platted, will be considered for construction and will be installed as the property owners adjacent to them petition for their respective installations, and as the method of funding can be established.

The funding of installation costs of water distribution and feeder mains is accomplished in three manners, based upon the circumstances of their installation. These methods of financing are as follows:

(1) Funding for the cost of constructing feeder mains is generally through cash reserves of the Utility or the sale of revenue bonds, after such bond sale is approved by the Public Service Commission of Indiana. Specific determination of which of these alternates is to be utilized is based upon estimated construction cost data provided by the Utility's Engineering Department and financial capabilities data provided by the Utility's Accounting Department, and then an administrative decision is made based upon the input of the two departments. In any event, the basic funding is through the availability of Utility cash, derived from one or both of the above sources. In addition, there is the possibility of federal fund-

ing of portions or all of the construction costs, if such federal funds are available. To date, no such funds have been utilized due to the complexities and restrictions on such federal funds, as relates to water utility construction.

(2) Approximately 4 years ago, a review of state statutes indicated a bonding procedure may be utilized to assist property owners in paying the cost of constructing distribution mains, adjacent to their respective properties. That procedure has been implemented in many cases, whereupon the respective property owners benefiting from a project are required to pay the cost of such mains required to serve them, and to spread this cost over a 10 year period. This procedure is established through the Land Improvement Act, similar

#### KEY TO MAP III



- Present water mains & sizes



- Present fire hydrants



- Proposed fire hydrants



- Proposed feeder mains - 1977

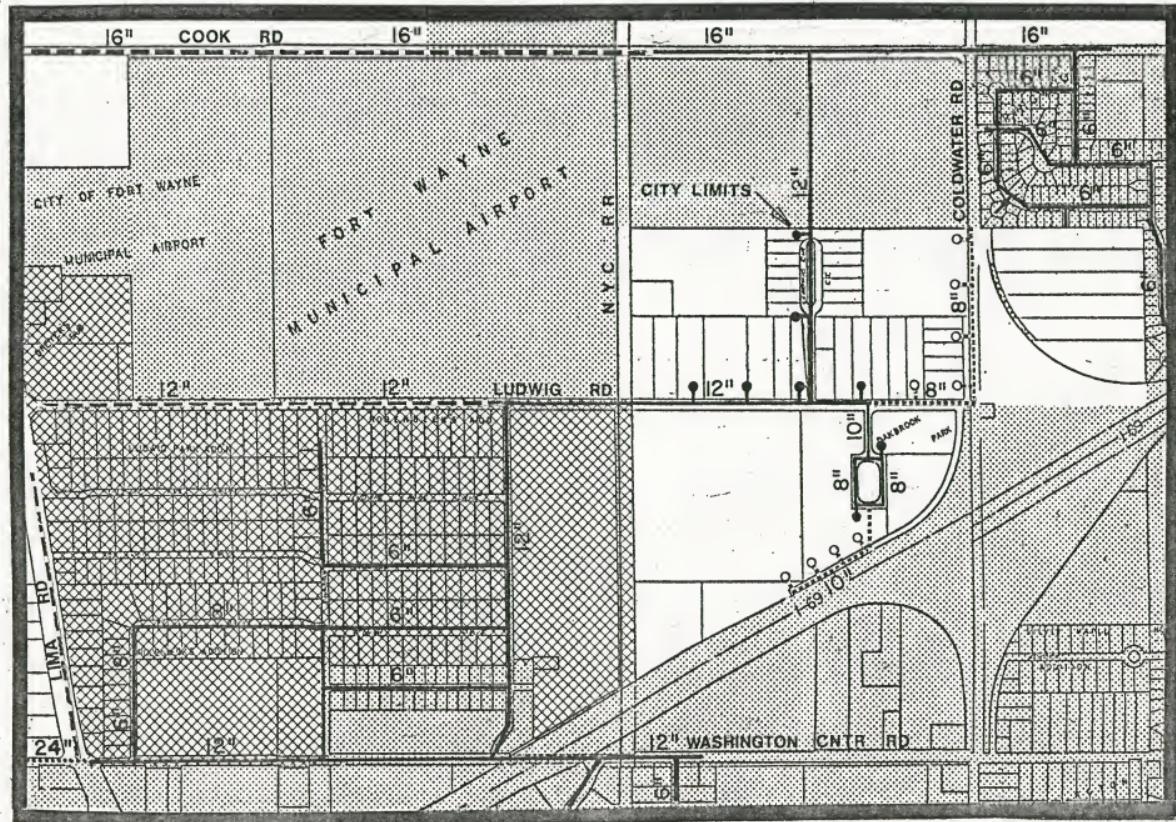


- Proposed feeder mains - 1978 or later



- Proposed distribution mains

### **MAP III**



to the Barrett Law bonding procedure presently used for street, sidewalk, and alley pavements and sewer construction. Under the bonding method of financing, a petition must be submitted to the Board of Public Works and engineering estimates and plans are prepared, and bids received for a given project. 55% of the property owners benefiting must petition for a project under this method. If a like percentage of property owners is in agreement with the construction, after notification of the cost, and if the bids received are equal to or less than the engineer's estimate, then the project proceeds. Upon completion and establishment of a final cost for the project (including service connection taps) an assessment roll is prepared. A public hearing is held to hear complaints regarding the construction and final costs. The assessment roll is then adjusted and/or approved, and the property owners have the option of paying cash or bond their share over a period of 10 years.

(3) The most common method financing the cost of constructing distribution mains is on a cash basis, paid by property owners directly benefiting from the installation of the water main, and who are willing to initially finance its cost. Through this method, developers and/or property owners desiring service make application, and/or petition, to the Board of Public Works for construction of the necessary water main(s) to serve their respective properties. They are required to finance the initial construction costs. A recorded contract requires others to pay their respective share of the initial construction costs if they desire service within fifteen (15) years. Such shares are

then collected by the Utility and paid back to the initial parties financing the main.

Under all procedures sited above, it has been the practice that the property owners must finance the cost of water mains necessary to serve their properties. If, due to Master Plan or other desires of the Utility, a main is installed larger than that required by the property owner, then the cost of oversizing (cost differential between size main required versus size main desired by Utility for overall area use) is generally financed by the Utility. The basic main extension policy of the Utility is covered in Rule #25 of the Utility's General Rules & Regulations. A copy of the pertinent portions of those General Rules and Regulations are in the files of Community Development and Planning.

Map III shows the existing water facilities by \_\_\_\_\_, feeder mains proposed for construction in 1977 by \_\_\_\_\_, other feeder mains tentatively scheduled in 1978 and later by \_\_\_\_\_, and the remaining distribution mains to be constructed on platted streets within the annexation area shown by \_\_\_\_\_. The feeder main scheduled for construction in 1977, and shown by \_\_\_\_\_, consists of approximately 4200 feet of 24" main and is estimated to cost approximately \$263,615.00. Those other feeder mains proposed for construction in 1978 and later, shown by \_\_\_\_\_, consist of 5215± feet of 24", 5545± feet of 16" and 3700± feet of 12" mains, and are estimated to cost \$421,500 (today's price). The distribution mains proposed for platted streets within this annexation area, shown by \_\_\_\_\_, consist of

1700± feet of 10" and 1850± feet of 8" water main and is estimated to cost \$69,500.00 (today's price).

The water rates of the Fort Wayne Water Utility, as established and approved by the Indiana Public Service Commission includes a surcharge of 35% which is added to the base rate of all customers receiving water service from our system at properties located outside the City Limits. As a result, the property owners presently served with City water in this annexation area will experience a reduction of approximately 35% in their water bills when this area is annexed. As a result of this reduction, the Utility will lose a like amount of revenue. Based on the number of current customers within this area, the annual reduction in revenues which the Utility will experience will be approximately \$590.00.

As established also in the rates of the Utility, as approved by the Public Service Commission of Indiana, the Civil City of the City of Fort Wayne pays to the Water Utility \$115.64 per fire hydrant located in the City for water utilized from the fire hydrants. There are presently 8 fire hydrants located within this annexation area. As a result and upon annexation, the Civil City will commence paying to the Utility \$925.12 per year for those fire hydrants. As additional fire hydrants are installed within the area after annexation, the Utility will bill the Civil City an additional \$115.64 per fire hydrant per year for each fire hydrant so added to the system within this area. Fire hydrants will be installed as distribution mains are petitioned for by property owners.

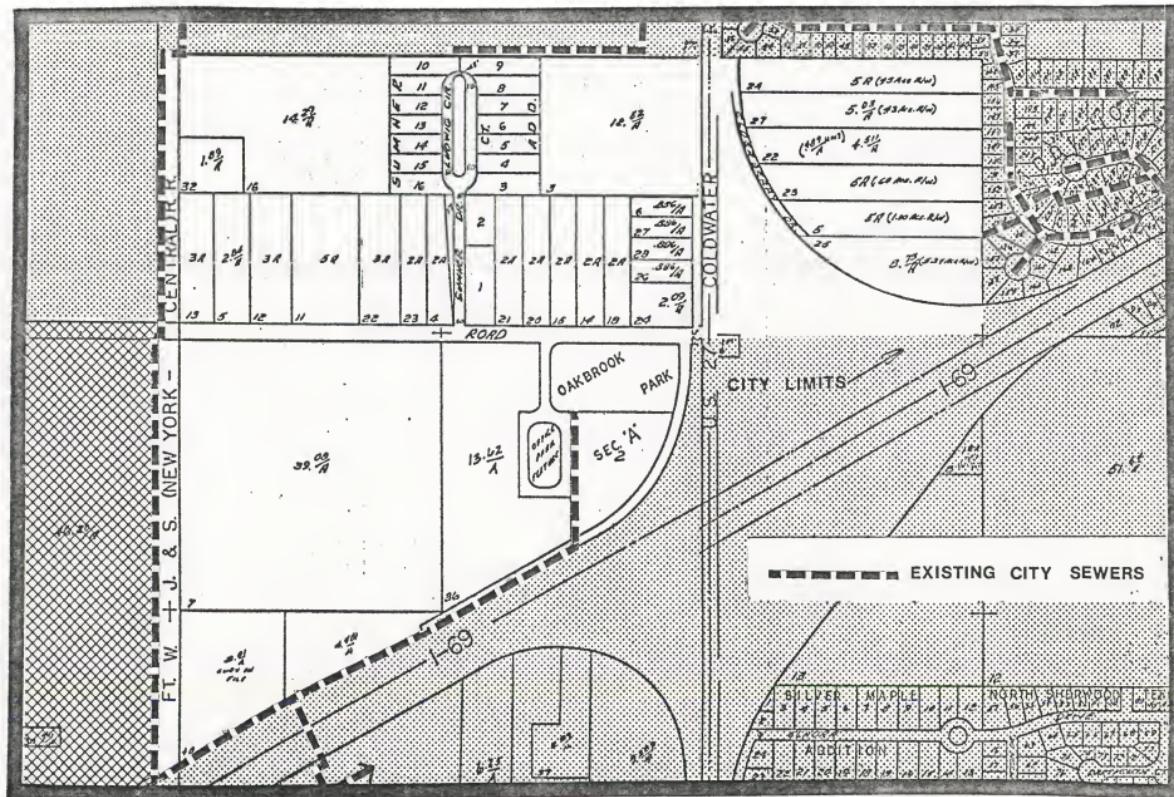
## B. SEWERS

The Oakbrook Park Annexation area has been outlined by Map IV. The only sewer service the City extends to the annexation area is to the Oakbrook Office Park located in the southern portion of the area. The City does provide service to the areas surrounding Oakbrook Park as indicated in Map IV. The City maintains a sanitary sewer system in the Springwood Addition to the north and east of the annexation area and in the Cambridge Square Addition to the south of the annexation area. The City provides service to Northrup High School to the North of the area and an interceptor sewer line is located along the west boundary of the annexation area.

The annexation area is positioned between the Spy Run Interceptor shed area and the St. Joseph Interceptor shed area. The annexation area was addressed in the "Master Plan for Sewers - Part 2" but, due to a lack of a pattern for future land development for this particular area, no meaningful master planning for sewers was presented. The available reserve capacity of the Spy Run and St. Joseph Interceptor systems will allow the annexation area to be tied into either system.

Since the City does not have any proposed or scheduled capital improvements for this area, the residents will be required to petition for a sewage collection system once the area is annexed into the City. This petition must be submitted to the Fort Wayne Board of Public Works which will instruct its Water Pollution Control Engineering Department to investigate a sewer system for the area. Based upon a favorable report from the Water Pollution Control

## MAP IV



Engineering Department, they will then be instructed to prepare the sewer design, hold public hearings, prepare assessment rolls and prepare the necessary bid documents and contracts.

This process normally takes approximately one year with another six to nine months required for the construction of the petitioned sewage collection system itself and the acceptance of the system into the City's sewage system for maintenance and operation.

The financing of any petition which includes both the engineering services cost and the construction cost is provided for totally by the legal landowners of the annexation area as outlined in the Indiana Statute for a Barrett Law Public Improvement. The assessment to each homeowner must be either paid in one single payment or paid over a ten-year period in annual installments at a 6% annual interest rate. The homeowner may obtain financing for the single payment by means of a home improvement loan. Such a loan is not normally considered a second mortgage to the property of the homeowner.

Presently, the City has in effect a user's charge system for both a homeowner who lives in the City and for a homeowner who lives outside the City. Under this system, the average sewage charge for a homeowner living in the City is approximately \$2.58 per month. Those homeowners who live outside the City and are being served by a City sewer system can expect to pay an average sewage charge of \$5.16 per month.

The City of Fort Wayne is presently developing, in accordance with the guidelines of the U.S. Environmental Protection Agency, a new user's charge system will still have in effect a rate for both in and out-of-the-City homeowners.

#### REFERENCES

"Waste Treatment Cost Recovery Report", Fort Wayne Water Pollution Control Utility, March 15, 1976.

"Master Plan for Sewers - Part 2", prepared by Henry B. Steeg and Associates for the City of Fort Wayne, November 1970.

"Burns Statutes for Indiana - Barrett Law Financing"

\*

# FINANCIAL SUMMARY

## A. REVENUE

The assessed valuation for the Oakbrook Park area was determined by obtaining the assessed valuation of each piece of property from the Real Property Master File Status and the Washington Township Assessor's Office. The land and real estate values for the total annexation area is \$590,940. Since each residential property owner is eligible for a \$1,000 mortgage exemption and there are 37 dwelling units, \$37,000 is deducted from the \$590,940 assessed valuation. Thus \$553,940 is the amount which determines the revenues derived from the City Taxes. The official City tax rate for 1977 is \$3.702 per \$100 of the assessed valuation. Therefore, the City would receive \$20,506 from the assessed values of the Oakbrook Park area.

The City tax rate of \$3.702 is composed of \$3.59, the frozen tax rate, plus .08¢ for Street Bond Retirement and .032¢ for Redevelopment District Bond Fund. The \$3.59 frozen tax rate is distributed accordingly:

Fund	Tax Rate	Money Appropriated(1977)
General	2.634	14,590.20
Street Lighting	0	-
Sewer Relief	0	-
Fine Arts	.007	38.77
Fire Pension Fund	.199	1,102.30
Police Pension Fund	.207	1,146.60
Sanitary Officers Pension	.013	72.00
Park General	.519	2,874.83
Redevelopment General	.011	60.90
Frozen Tax Rate	\$3.59	-
St. Bond Retirement	.08	443.10
Redev.Dist. Bond Fund	.032	177.30
Civil City Tax Rate	\$3.702	20,506.00

There is another source of revenue for the City based upon population. The three sources are the Motor Vehicle Highway Tax, Alcoholic Beverage Gallonage Tax, and the Cigarette Tax. These tax revenues are distributed on the basis of the last preceding U.S. Census. The Cigarette Tax will not change until the new census. The Table below gives an estimate of the monies to be received.

	Jan. 1 - Dec. 31 1977	Oakbrook Park Pop.	Total
MVH	\$9.74/CAP	130	1,266.20
Alcoholic Gallonage	\$1.62/CAP	130	210.60
Cigarette	\$5.86/CAP	130	761.90

## B. EXPENDITURES

Essential Services	Capital	Operating
Police	-	5,708.91
Fire	-	228.00
EMS	-	310.88
Solid Waste	-	1,290.93
Traffic Control	2,250	934.00
Sub-Total	\$2,250	\$8,472.72
TOTAL		\$10,722.72

<u>Other Municipal Services</u>	<u>Capital</u>	<u>Operating</u>
Street Light (upon Petition)	\$ 56,840	\$ 1,628
Streets & Roads	\$711,480	-
Miscellaneous	-	\$2,265
	<u>\$768,320</u>	<u>3,893</u>
Sub-Total		\$772,213
GRAND TOTAL		\$782,935
<u>Money Appropriated (1977)</u>	<u>Tax Rate</u>	<u>Amount</u>
Fine Arts	.007	38.77
Fire Pension Fund	.199	1,102.30
Police Pension Fund	.207	1,146.60
Sanitary Officers Pension	.013	72.00
Park General	.519	2,874.83
Redevelopment General	.011	60.90
Street Bond Retirement	.08	443.10
Redevelopment District Bond Fund	.032	177.30
TOTAL	<u>1.068</u>	<u>5,915.80</u>

The expenditures for this area have been broken down into three categories, Essential Services, Other Municipal Services and Money Appropriated (1977). Essential Services are those services which relate to the health and safety of the people living in a given area and must, by State Law, be provided within three years after the area is annexed. Essential services can be considered minimum costs. Other Municipal Services are those which are not critical nor will their absence present any problem to the health, safety, or welfare of the residents. Other Municipal Services can be considered as maximum costs. The Money Appropriated category is revenue money specifically appropriated for the various funds. The General Fund was deleted from the Money Appropriated category because the money it receives covers various City activities' expenses, where the other funds are for a specific purpose. For example, there are municipal administrative costs, besides services such as street lighting or police protection, that the General Fund supports. These costs include such things as the Mayors' Office, City Council, City Clerk, Board of Public Works and City Controller.

C. FIVE YEAR SUMMARY

<u>Year</u>	<u>Expenditures*</u>	<u>Money***</u>	<u>Appropriated</u>	<u>Revenue</u>	<u>Annual Income</u>
1	\$ 1,290		-	-	-(\$1,290)
2	10,722		\$5,915	\$20,506	3,869
3	9,039		5,915	20,506	5,552
4	9,644		5,915	20,506	4,947
5	10,290		5,915	20,506	4,301
	\$40,985		\$23,660	\$82,024	\$17,379

\* Expenditures are the costs of essential services on a yearly basis, plus an inflationary figure of 6.7%.

\*\* The second year's expenses of \$10,722 are comprised of \$8,472 in operating expenses and \$2,250 in capital expenses. The inflationary figure of 6.7% times \$8,472 (operating expenses) determined the second year's expenses.

\*\*\* The General Fund is excluded and it is assumed that the tax rate will remain the same in the next four years.

The City of Fort Wayne will have \$1,290 (solid waste) in expenditures with no money appropriated. Taxes (revenue) are then payable the following year with City services available to the residents of the area in the first year. However, the request for additional appropriations needed by this annexation will be made during the first year of annexation with the adjustments in services being made in the second year. After the first year, the City would receive \$20,506 in revenue giving the City an annual income for this area. At the end of five (5) years, the income would more than offset the first year deficit for a gain of \$17,379.

\*

# SUMMARY AND RECOMMENDATION

## A. INDIANA ANNEXATION STATUTES

In order for the City to successfully annex an area it must meet the criteria for annexation as established by the Indiana Statutes. The Statutes state that:

1. The area proposed for annexation must have at least one eighth (1/8) or 12% of its aggregate external boundaries coincide with the boundaries of the annexing City:

The Oakbrook Park area is 75% contiguous to the existing corporate limits by its north, east, and south boundaries.

2.

- a. The resident population of the area sought to be annexed is equal to at least three (3) persons for each acre of land included within its boundaries or
- b. That the land is zoned for commercial, business or industrial uses or
- c. That sixty percent (60%) of the land therein is subdivided or
- d. The area is needed and can be used by the City for its future development in the reasonably near future:

The Oakbrook Park area is 75% surrounded by the corporate boundaries and it would be a natural extension of the City limits (discussed

in the Introduction). The area is presently 45% undeveloped and further development in this area would follow the adjacent growth strategy. Since the adjacent growth strategy encourages development of vacant areas contiguous to Fort Wayne, the Oakbrook Park area is ideal for the future development of Fort Wayne. In summary, the City Plan Commission's adoption of the adjacent growth strategy and the boundaries of the Oakbrook Park area being 75% contiguous to the City makes the area a prime target for the necessary growth of Fort Wayne.

3. The City has developed a fiscal plan to furnish the territory, within a period of three (3) years, governmental and proprietary services:

The essential services which will be provided immediately upon annexation are police, fire, emergency medical services, solid waste collection, and traffic control. Other municipal services will be provided upon petition or need and availability of money to pay for the services. The City service departments' fiscal plans are presented in Section II of this ordinance. The Utility's services are extended to property owners who submit petitions for the installation of the utility. The property owner assumes the total cost of utility services. The utilities are discussed along with their fiscal plans in Section III of this ordinance. The financial summary for annexing Oakbrook Park area is in Section V.

## B. FORT WAYNE'S ANNEXATION POLICY

The Fort Wayne City Council has considered additional annexation criteria in addition to the Indiana Statutes.

1. The area proposals for annexation must have a unity of interest with the municipality:

The Oakbrook Park area contains recreational and commercial facilities that service the Fort Wayne area's residents. In addition, the area appears to be a natural extension of the City's growth since the area is 75% contiguous to the corporate limits.

2. The advantages to the proposed annexation must outweigh the disadvantages:

Businesses and residents of the area would experience an increase in taxes. This increase however, would be partially offset by the provision of municipal services to the area, some of which they already receive. Annexation is a benefit to the whole community in providing a more equitable tax system and enlargement of the tax base.

3. The advantages to the city must outweigh the disadvantages:

The City would continue to realize a normal active growth. All projections indicate that the Fort Wayne urbanized area is and will

continue to grow into the foreseeable future. This growth can only be accommodated by the provision of additional utility service and by improving present transportation facilities. To insure that proper planning of these additional services is done thoroughly and efficiently, annexation of the areas becomes necessary. The inequities of tax system for urbanites can only be cured by annexation under the present laws. City residents pay city and county taxes which help to support services to the growing urbanized county residents. Yet urban county residents do not pay City taxes to support the services that they are using. Therefore, annexation is a means for insuring that urbanites share equally in costs of urban services.

4. The deficit of income against expense to the city must not be unreasonable:

In annexing Oakbrook Park, the City would expect an annual income. The first five year annual income, revenue minus expenditures, totals \$17,379. This income may then be used to provide other municipal services as needed in the area and the City.

5. The City must desire to annex the area.

The Oakbrook Park area is bordered by the City on the north, east, and south; therefore, it appears to be a logical extension to the City. The area has the potential for absorbing needed adjacent growth of the City of Fort Wayne.

It is with careful thought and research that the

Department of Community Development and Planning recommends that this area be annexed into the City of Fort Wayne, Indiana on May 10, 1977 referred a proposed annexation amendment to the Bill No. X-77-05-24; and,

WHEREAS, the Common Council of the City of Fort Wayne, Indiana on May 10, 1977 referred a proposed annexation amendment to the Bill No. X-77-05-24; and,

WHEREAS, the City Plan Commission reviewed such proposed ordinance and fiscal plan on Sept. 26, 77;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO PASS for the reasons that the advantages to the City would outweigh the disadvantages in that the City should continue to realize a normal, active growth from the stand point that normal development will take place around the City whether the City wants it or not. This annexation will be in the best interest of and a benefit to the area involved and of and to the city; and the annexation will not be detrimental to and does not conflict with the overall city plan;

BE IT FURTHER RESOLVED that the Commission proposes January 1, 1978 as the effective date for Bill NO. X-77-05-24;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held on Sept. 26, 1977

*Joseph N. Adair*  
Joseph N. Adair  
Secretary

Certified and signed this 28th day of Sept. 1977.



# City Clerk Memorandum

CHARLES W. WESTERMAN, Clerk

To Mayor Robert E. Armstrong Date 10-5-77  
From Charles W. Westerman - City Clerk  
Subject Appearance before Common Council - 10-18-77 at 7:30 P.M.

COPIES TO:

RE: BILL NO. X-77-05-24

AN ORDINANCE annexing certain territory  
to the City of Fort Wayne, and including  
the same in Councilmanic District No. 3

Pursuant to the request of the Standing Committee Chairman of  
Annexation of the Common Council, the presence of Jay Snyder -  
Community Development & Planning, is respectfully requested on  
October 18, 1977, at 7:30 P.M., Room 128, Common Council  
Conference Room.

Further information is requested by Common Council regarding  
the annexation of Oakbrook Park.

Your cooperation will be greatly appreciated.

C. Benche

10-6-77



**City Clerk Memorandum**

CHARLES W. WESTERMAN, Clerk

To Jay Snyder - CD&P Date 10-31-77  
From Charles W. Westerman - City Clerk  
Subject Appearance before Common Council

**COPIES TO:**

James S. Stier, Chairman of Annexation, will be unable to attend the Committee Session of November 1, 1977, and would greatly appreciate it, if you could come to our next Committee Session which is November 15, 1977, at 7:30 P.M.

Please let the City Clerk's Office know if this date is convenient for you.

Thank you.

NOTICE OF PUBLIC HEARING

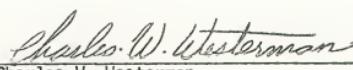
Notice is hereby given that the Common Council of the City of Fort Wayne, at the Council Chambers, Room 126, in the City-County Building, Fort Wayne, Indiana, on Thursday, the 15th day of December, 1977, at 7:30 o'clock P.M., Eastern Standard Time, will hold a public hearing on Bill No. X-77-05-24 being an ordinance annexing certain territory to the City of Fort Wayne, and including the same in Councilmanic District No. 3 (Oakbrook Park).

Copies of said Bill No. X-77-05-24 are posted in the following public places in Fort Wayne, Allen County, Indiana.

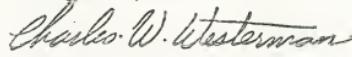
- (1) The main floor lobby of the City-County Building
- (2) The bulletin board in the lobby at the east door of the Allen County Court House
- (3) The bulletin board in the lobby of the Downtown Fort Wayne Public Library

Copies of said proposed ordinance are also available for reading in the following public places in Fort Wayne, Indiana

- (4) The Reference Room in the north end of the main floor in said Downtown Fort Wayne Public Library
- (5) The Journal of the Common Council Proceedings in the Office of the City Clerk of Fort Wayne, Indiana, Room 122, City-County Building, Fort Wayne, Indiana

  
\_\_\_\_\_  
Charles W. Westerman  
City Clerk

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, fulfilled and posted the above proposed Ordinance in the designated places as stated above

  
\_\_\_\_\_  
Charles W. Westerman  
City Clerk



## THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

room 122

charles w. westerman, clerk

November 30, 1977

Ms. Virginia Grace  
Fort Wayne Newspapers, Inc.  
600 West Main Street  
Fort Wayne, Indiana 46802

Dear Ms. Grace:

Please give the attached full coverage on the dates of December 5 and December 12, 1977, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council  
of Fort Wayne, Indiana

Bill No. X-77-05-24  
(Oakbrook Park)

Please send us (6) copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely,

Charles W. Westerman  
City Clerk

CHW/ne  
ENCL: 1



# City Clerk Memorandum

CHARLES W. WESTERMAN, Clerk

To Jack Stafford - CD&P Date 11-30-77  
From Charles W. Westerman - City Clerk  
Subject Public Hearing on Bill No. X-77-05-24

**COPIES TO:**

Please be advised that there will be a public hearing on Bill No. X-77-05-24 (Oakbrook Park), on Thursday, the 15th day of December, 1977, at 7:30 o'clock P.M., Room 126, Council Chambers.

Pursuant to the request of the Standing Committee Chairman of Annexation of the Common Council, your presence is respectfully requested at the above hearing.

36

STATEMENT BY THE RESIDENTS OF OAKBROOK PARK  
ANNEXATION AREA

To: The City Council of the City of Fort Wayne

Gentleman and Mrs. Schmidt:

We, the owners of real estate and residents of the Oakbrook Park Annexation area, sincerely request the City Council to concur in the proposal admitted to the City Council by our attorney, regarding the annexation of our area, which proposal requests that, if an ordinance for annexation is passed, that the Council make effective date of the annexation four years from the date of the passage of the ordinance.

We herewith agree, that, should the Council concur in this proposal, even though we are strongly opposed to annexation, we will not file remonstrances against said annexation.

Signature:

Mr. and Mrs. Robert Kessler  
Mr. & Mrs. Frank King  
Mr. & Mrs. Fred Adams  
Mr. & Mrs. Paul L. Schuman  
John F. Staudt  
Mr. & Mrs. Joseph J. Walckings  
Mr. & Mrs. C. T. L. Claine  
Mr. & Mrs. Jerry Gundersen  
Mr. & Mrs. Wm. M. McElroy  
Mr. & Mrs. Edward Kirby  
Mr. & Mrs. Kenneth Danner  
Mr. & Mrs. C. Frank Kelley  
Mr. & Mrs. Dick Shumate  
Mr. & Mrs. Gordon Klopsteg  
Mr. Harvey Heilman

Address of Residence or: Property Owned:
<u>6930 Ludwig Circle</u>
<u>6913 " "</u>
<u>6824 " "</u>
<u>6912 Ludwig Circle</u>
<u>6888 Ludwig Circle</u>
<u>6727 Ludwig Circle</u>
<u>6931 Ludwig " "</u>
<u>6929 Ludwig Circle</u>
<u>6928 Ludwig Circle</u>
<u>6816 Ludwig Circle</u>
<u>6718 Ludwig Circle</u>
<u>6620 Ludwig Circle</u>
<u>6809 Ludwig Circle</u>
<u>6817 Ludwig Circle</u>
<u>6726 Ludwig Circle</u>

Signature:

Neil & Louise Anderson  
Norma & Jack Lusk.

Russell & Clara B. Poyer

Mr. & Mrs. John Tagmeyer  
Dr. & Mrs. Justin Arata

Mr. & Mrs. Neal Schuele

Merle M. & Louise E. Fisher

Mrs. & Mrs. Jack D. Springer  
(in B. Broderick)

Wirtzende J. Henschel

Mr. & Mrs. Thomas J. Grant

Mrs. Mrs. J. R. Wilcox

Hannes & Schaff

R. A. Schaff

Mr. & Mrs. Eugene Parkay

Carrie K. Bowman

Ken & Beaman

Mr. & Mrs. Ben Lander

Mrs. Frances Morris

Mrs. & Mrs. Al Heine

Lester J. Schone

Address of Residence of  
Property Owned:

211 S. Ludwig Road

229 E. Ludwig Rd.

221 E. Ludwig Road

114 W. Ludwig Road

224 N. Ludwig Rd.

318 W. Ludwig Rd.

315 E. Ludwig Rd.

123 E. Ludwig Rd.

326 N. Ludwig Rd.

518 Lecher Road

134 W. Ludwig Rd.

122 W. Ludwig Rd.

6802 Allwater Road

6803 Coldwater Rd

6908 Coldwater Rd

6822 Coldwater Rd

" " "

6725 Coldwater Rd.

6705 Coldwater Rd.

6717 Coldwater Road

10429 Coldwater Rd.

Department of Community Development  
and Planning

ROUTING SLIP

TO: Jim Stier DATE: 6/4/77

Attached is a copy of the petitions against the Oakbrook Annexation. These people represent 39 of the 48 parcels of land or approximately 81%.

FROM: Jay Snyder

<input type="checkbox"/> Action	<input type="checkbox"/> Full Report	<input type="checkbox"/> See Me
<input type="checkbox"/> Approval	<input type="checkbox"/> Handle Direct	<input type="checkbox"/> Signature
<input type="checkbox"/> As Requested	<input type="checkbox"/> Initials	<input type="checkbox"/> Your Comment
<input type="checkbox"/> Correction	<input type="checkbox"/> Note & Return	<input type="checkbox"/> Your Information
<input type="checkbox"/> Concurrence	<input type="checkbox"/> Per Conversation	<input type="checkbox"/> Route
<input type="checkbox"/> Filing	<input type="checkbox"/> Recommendations	<input type="checkbox"/>
<input type="checkbox"/> Answer or Acknowledge On or Before		

Prepare Reply for Signature of \_\_\_\_\_

\_\_\_\_\_ O Over For Remarks

LUDWIG CIRCLE ASSOCIATION

To: City Planning Commission  
c/o Community Development & Planning  
City/County Building  
Room 830 8th Floor  
1 Main Street  
Fort Wayne, Indiana 46802

The undersigned hereby state that they dissent and protest against any annexation of Ludwig Circle being a subdivision (formerly called Sumner Court) in Washington Township, Allen County, Indiana, situated in the northwest quarter of Section 14, Township 31 north, range 12 east in Allen Co. as shown of record - Plat record 19, page 85, in the office of the recorder of Allen Co., Indiana. We are owners and residents of same and feel that police and fire protection are adequate, sewage disposal is in good working condition, do not want street lights, sidewalks and curb streets, and feel the services of the county are proper. We in Ludwig Circle do not want annexation.

NAME AND ADDRESS

LOT #

DATE

Donald K. King

12

6-21-77

Frank H. King

6913 Ludwig Cir.

Harvey Heilman

1726 Ludwig Cir.

3

6-21-77

Lucy J. Gundersen

Patricia R. Gundersen

6929 Ludwig Cir.

10

6-21-77

Rita Kesseler

Beth Kesseler

1920 Ludwig Circle

8

6-21-77

Richard K. and Adeline

Patricia Lynn Adams

6844 Ludwig Cir.

6

6/21/77

Maynard F. Stukley

Joy J. Stukley

6816 Ludwig Circle

5

6/21/77

To: City Planning Commission  
c/o Community Development & Planning  
City/County Building  
Room 830 8th Floor  
1 Main Street  
Fort Wayne, Indiana 46802

The undersigned hereby state that they dissent and protest against any annexation of Ludwig Circle being a subdivision (formerly called Summer Court) in Washington Township, Allen County, Indiana, situated in the northwest quarter of Section 14, Township 31 north, range 12 east in Allen Co. as shown of record - Plat record 19, page 85, in the office of the recorder of Allen Co., Indiana. We are owners and residents of same and feel that police and fire protection are adequate, sewage disposal is in good working condition, do not want street lights, sidewalks and curb streets, and feel the services of the county are proper. We in Ludwig Circle do not want annexation.

NAME AND ADDRESS	LOT #	DATE
John M. Stovall 6808 Ludwig Circle	4	6-21-77
Karen A. Oliver Helen L. Oliver 6718 Ludwig Circle	2	6/21/77
Opie R. for Kelly Linda Ludwig Circle Rescue M. Leadbetter	1	6-21-77
Donald E. Holland 6825 Ludwig Cir	13	6-22-77
Sharon A. Holland		
Winn M. Morgan 6929 Ludwig Circle	9	6-22-77
Tony (Lynn) M. Morgan		
Alma C. Kruze	2	6-22-77
6710 Ludwig Cir		
Saul L. Brindis		

City Planning Commission  
Community Development & Planning  
City/County Building  
Indiana 830 8th Floor  
1 Main Street  
Fort Wayne, Indiana 46802

The undersigned hereby state that they dissent and protest against any annexation of Ludwig Circle being a subdivision (formerly called Sumner Court) in Washington Township, Allen County, Indiana, situated in the northwest quarter of Section 14, Township 31 north, range 12 east in Allen Co. as shown of record - Plat record 19, page 85, in the office of the recorder of Allen Co., Indiana. We are owners and residents of same and feel that police and fire protection are adequate, sewage disposal is in good working condition, do not want street lights, sidewalks and curb streets, and feel the services of the county are proper. We in Ludwig Circle do not want annexation.

NAME AND ADDRESS

LOT #

DATE

Joseph J. Blomster  
Elaine G. Blomster  
6737 Ludwig Circle

16 - 6-23-77

Galen M. Blomster  
Judith V. Blomster  
6921 Ludwig Circle

11 6-22-77

Harold K. Gandy  
Evelyn K. Gandy  
6817 Ludwig Circle

14 6-22-77

David L. Schenker  
Nicole H. Schenker  
6809 Ludwig Circle

15 6-23-77

Mark L. Graham  
Daniel G. Graham  
6912 Ludwig Cir.

16 - 6-23-77

6-20-77  
page 3

TO: City Planning Commission  
c/o Community Development and Planning  
City/County Building  
Room 830 8th Floor  
1 Main Street  
Fort Wayne, IN 46802

The undersigned hereby state that they dissent and protest against any annexation of East Ludwig Road and Coldwater Road in the northeast quarter of Section Fourteen (14) Township 31 North, Range 12 East, Allen County, Indiana. We are owners of lots and buildings on East Ludwig Road and Coldwater Road and as residents of same, feel that police and fire protection are adequate, sewage disposal is in good working order, do not want or need street lights, sidewalks or curb streets-----and feel the services of the county are adequate and excellent! We do not want annexation!

NAME AND ADDRESS	LOT#	DATE
Jon B. Bradenick 326 West Ludwig Rd. Fort Wayne, Indiana 46825		6-23-77
Neal J. Schuler 318 West Ludwig Road Fort Wayne, Indiana 46825		6/23/77
Phyllis J. Schuler 318 W. Ludwig Rd. Fort Wayne, Ind. 46825		6/23/77
Homer M. Gant Henry A. Gant 137 Ludwig Rd Fort Wayne 46825		6/23/77
Mona J. Lusk 229 E Ludwig Rd 46825 Milt H. Lusk		6/23/77
Louis E. Fisher Herb M. Fisher 315 E. Ludwig Rd. 46825		6/23/77
Justin E. Arata 224 W. Ludwig Road Fort Wayne, Indiana		6/23/77
Mary J. Arata 224 W. Ludwig Rd. Fort Wayne, Ind.		6/23/77
Mrs. Carl H. Buecker 6603 Coldwater Rd. St. W. 2100 Ft. Ind. 46825		Not available for signature very much opposed.

TO: City Planning Commission  
 c/o Community Development and Planning  
 City/County Building  
 Room 830 8th Floor  
 1 Main Street  
 Fort Wayne, IN 46802

The undersigned hereby state that they dissent and protest against any annexation of East Ludwig Road and Coldwater Road in the northeast quarter of Section Fourteen (14) Township 31 North, Range 12 East, Allen County, Indiana. We are owners of lots and buildings on East Ludwig Road and Coldwater Road and as residents of same, feel that police and fire protection are adequate, sewage disposal is in good working order, do not want or need street lights, sidewalks or curb streets-----and feel the services of the county are adequate and excellent! We do not want annexation!

NAME AND ADDRESSLOT #DATE

<u>John R. Tagtmeyer</u>	<u>114 West Ludwig Rd.</u>	<u>6/23/77</u>
<u>El Wayne, In - 46825</u>		
<u>Vilas A. Tagtmeyer</u>	<u>114 West Ludwig Rd.</u>	<u>6/23/77</u>
<u>El Wayne, In 46825</u>		
<u>Connie L. Springer</u>	<u>123 E. Ludwig Road 46825</u>	<u>6/24/77</u>
<u>Jack D. Springer</u>		
<u>Neil H. Anderson</u>	<u>Mary Louise Anderson</u>	<u>6/23/77</u>
<u>311 E. Ludwig Road 46825</u>		
<u>Owen D. Poyser</u>	<u>Clara B. Poyser</u>	<u>6/23/77</u>
<u>221 E. Ludwig Road 46825</u>		
<u>Lester A. Schowen</u>	<u>10429 Coldwater Rd</u>	<u>6/24/77</u>
<u>Ft. Wayne Ind. 46825</u>		
<u>Brentadee Associates</u>	<u>518 Baker Ave</u>	<u>6-27-77</u>
<u>Ft. Wayne, Ind 46808</u>		
<u>John C. Krueger Jr.</u>	<u>W3A 5 1/2 5 1/2 NE 1/4</u>	<u>6-28-77</u>
<u>Fort Wayne IN 46825</u>		
<u>(3140 Delray Dr., F.W. 46815)</u>		

TO: City Planning Commission  
 c/o Community Development and Planning  
 City/County Building  
 Room 830 8thFloor  
 1 Main Street  
 Fort Wayne, Indiana 46802

The undersigned hereby state that they dissent and protest against any annexation of East Ludwig Road and Coldwater Road in the northeast quarter of Section Thirteen (18) Township 31 North, Range 12 East, Allen County, Indiana. We are owners of lots and buildings on East Ludwig Road and Coldwater Road and as residents of same, feel that police and fire protection are adequate, sewage disposal is in good working order, do not want or need street lights, sidewalks or curb streets - - - - and feel the services of the county are adequate and excellent! We do not want annexation!

## NAME AND ADDRESS

~~NOTE~~

## DATE

Doris K. Bowman

Telephone

489-4432

6/24/77

6822 Coldwater Rd., 46825

Ken S. Bowman

489 4432

6/24/77

6822 Coldwater Rd 46825

Robert A. Schopp

489-9332

6/24/77

Florence L. Schopp

6802 Coldwater 46825

William R. & Linda T. Johnson

484-7908

6/24/77

1319 E. State Blvd

Shirley Panop

489-6872

6/24/77

6908 Coldwater Rd. 46825

489-6872

6/24/77

Eugene L. Panop

6908 Coldwater Rd. 46825

484-7531

6-26-77

Maryann Berger

1900 RANDALIA DR. Apt 18

(PROPERTY ADDRESS 6704 COLDWATER ROAD)

TO: City Planning Commission  
c/o Community Development and Planning  
City/County Building  
Room 830 8th Floor  
1 Main Street  
Fort Wayne, IN 46802

The undersigned hereby state that they dissent and protest against any annexation of East Ludwig Road and Coldwater Road in the northeast quarter of Section Fourteen (14) Township 31 North, Range 12 East, Allen County, Indiana. We are owners of lots and buildings on East Ludwig Road and Coldwater Road and as residents of same, feel that police and fire protection are adequate, sewage disposal is in good working order, do not want or need street lights, sidewalks or curb-streets - and feel the services of the county are adequate and excellent! We do not want annexation!

NAME AND ADDRESS

~~NOT~~  
TELEPHONE

DATE

Mrs. Durward M. Morris  
6705 Coldwater Rd

489-3656

6/24/77

Mrs. Jose Suarez  
6629 Coldwater Rd

489-6391

6/28/77

Albert H. Heine  
Emelyn R. Heine  
6717 Coldwater Road

489-4192

6/28/77

Mr. / Mrs. Ben Lauver  
6725 Coldwater Rd

489-4174 - 6/28/77

# Oak Brook Annexation

We the undersigned agree  
to the 3 year annexation  
extension tentatively  
proposed in Fort Wayne News  
Sentinel Wed Feb. 8, 1978

Mr & Mrs Frank King  
Mr. & Mrs. Wm L. Davis

Mr & Mrs Guy T. Genders

Mr & Mrs Alvin H. Morgan

Mr & Mrs Maynard G. Shirley

Harvey Heilmann

Mr. & Mrs. Kenneth L. Oliver

Mr. & Mrs. Paul C. Brindis

Mr & Mrs Vernon R. Gedde

Mr & Mrs. Orville Helmkomk

Mr & Mrs. Harold Vapta

~~Mr & Mrs D. E. Holland~~

Mr & Mrs Robert Kessler

Mr & Mrs Mark L. Graham

Mr & Mrs Fred Adams

Mr. + Mrs. David L. Schenck

## Oak Brook Annexation

We the undersigned agree  
to the 3 year annexation  
extension tentatively  
proposed in Fort Wayne News  
Sentinel Wed. Feb. 8, 1978

Tom & Nancy Grant - 134 N. Ludwig - yes

John & Alberta Lazear - 114 N. Ludwig - yes

John & Gilly Palmer - 122 N. Ludwig - yes

Gertrude Henscher - 518 Archer Ave - yes  
owns 40 acres on Ludwig Rd.

Neal & Phyllis Schueler - 318 N. Ludwig - yes

Irvin Kueger - 3140 Delrey Drive  
owns 3 acres on Ludwig Rd.

## Oak Brook Annexation

We the undersigned agree  
to the 3 year annexation  
extension tentatively  
proposed in Fort Wayne News  
Sentinel Wed Feb. 8, 1978

Parrie K. Bowman

Albert H. Heine

Evelyn R. Heine

Frances L. Morris

Shirley T. Parkop

Van J. Bowman

Merle & Louise Fisher - 315 E Ludwig - yes  
Jack & Norma Lusk - 229 E Ludwig - yes  
Owen & Clara Peper - 221 E Ludwig - No  
Neil & Louise Anderson - 211 E Ludwig - No  
Jack and Connie Springer - 123 E Ludwig - No  
Dr. Gustav Effrey Arata - 224 N. Ludwig - No  
J.W. Broderick - 326 N. Ludwig - No

29 yes  
5 No

Common Council of Fort Wayne  
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

## PUBLISHER'S CLAIM

## LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set)  
— number of equivalent lines

Head number of lines 1

Body number of lines 45

Tail number of lines 2

Total number of lines in notice 48

## COMPUTATION OF CHARGES

48 lines, 1 columns wide equals 48 equivalent lines at .2 .59¢ cents per line \$ 12.43

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two) 2.00

**TOTAL AMOUNT OF CLAIM** \$ 14.43

## DATA FOR COMPUTING COST

Width of single column 9.9 ems Size of type  $\frac{5}{8}$  point

Number of insertions 2 Size of quad upon which type is cast  $\frac{5}{8}$

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Arville DeWald CLERK

Date December 12, 19<sup>77</sup>

## PUBLISHER'S AFFIDAVIT

State of Indiana  
ALLEN County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLE DEWALD who, being duly sworn, says that she is CLERK of the JOURNAL-GAZETTE

a DAILY newspaper of general circulation printed and published in the English language in the city FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time(s), the dates of publication being as follows:

12/5-12/77

Subscribed and sworn to before me this 12th day of December, 1977

Notary Public

My commission expires September 28, 1979

NOTICE OF PUBLIC HEARING  
Notice is hereby given that the Common Council of the City of Fort Wayne, at the Council Chambers, 2nd Floor, City-County Building, Fort Wayne, Indiana, on Thursday, the 15th day of December, 1977, at 7:30 P.M., Eastern Standard Time, will have a public hearing on Bill No. X-77-05-24 being an ordinance to amend the zoning laws of the City of Fort Wayne, and including the same in Councilmandate District No. C-1.

Copies of said Bill No. X-77-05-24 were posted in the following public places in Fort Wayne, Indiana:

(1) The main floor lobby of the City-County Building.

(2) The bulletin board in the lobby of the east door of the Allen County Courthouse.

(3) The bulletin board in the lobby of the Downtown Fort Wayne Public Library.

Copies of said proposed ordinance are also available for reading in the following public places in Fort Wayne, Indiana:

(4) The Reference Room in the north wing of the lobby in the Downtown Fort Wayne Public Library.

(5) The Journal of the Common Council Proceedings in the Office of the City Clerk of Fort Wayne, Indiana, Room 122, City-County Building, Fort Wayne, Indiana.

Charles W. Westerman

I, Charles Westerman, Clerk of the City of Fort Wayne, Indiana, fulfilled and caused the above proposed Ordinance in the designated places as stated above.

CHARLES W. WESTERMAN  
City Clerk

12-5-12

Form #904

## Form Prescribed by State Board of Accounts

Common Council of Fort Wayne  
(Governmental Unit)

To THE NEWS-SENTINEL Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

## PUBLISHER'S CLAIM

## LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set)  
— number of equivalent lines

Head	number of lines	1
Body	number of lines	45
Tail	number of lines	2
Total number of lines in notice		48

## COMPUTATION OF CHARGES

.18 lines 1 columns wide equals .48 equivalent lines at .259¢ cents per line \$ 12.43

Additional charge for notices containing rule or tabular work (50 per cent of above amount) \_\_\_\_\_

Charge for extra proofs of publication (50 cents for each proof in excess of two) 2.00

## TOTAL AMOUNT OF CLAIM

\$ 14.43

## DATA FOR COMPUTING COST

Width of single column 11 ems	9.9	Size of type $5\frac{1}{2}$ point
Number of insertions 2		Size of quad upon which type is cast $5\frac{1}{2}$

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

*V.E. Gerken*

Date December 12, 1977 Title CLERK

## PUBLISHER'S AFFIDAVIT

State of Indiana } ss:  
ALLEN County }

Personally appeared before me, a notary public in and for said county and state, the undersigned V.E. GERKEN who, being duly sworn, says that she is CLERK of the

NEWS-SENTINEL

DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time(s), the dates of publication being as follows:

12/5-12/77

*V.E. Gerken*

Subscribed and sworn to before me this 12th day of December 1977

Notary Public

My commission expires September 28, 1979

NOTICE OF PUBLIC HEARING  
Notice is hereby given that the Common Council of the City of Fort Wayne, Indiana, will consider the proposed Ordinance No. 126, in the County Building, Room 126, in the County Building, Fort Wayne, Indiana, on Thursday, December 14, 1977, at 7:30 o'clock P.M., Eastern Standard Time, will hold a public hearing on Bill No. 177-34 to obtain an ordinance amending certain sections of the City of Fort Wayne, and including the same in Councilmanic District No. 1.

Copies of said Bill No. X-77-05-24 are posted in the following public places in Fort Wayne, Allen County, Indiana:

(1) The main floor lobby of the City-Courthouse, Room 126;

(2) The bulletin board in the lobby at the east door of the Allen County Court House;

(3) The bulletin board in the lobby of the Downtown Fort Wayne Public Library;

Copies of said proposed ordinance are also available for reading in the following public places in Fort Wayne:

(4) The Reference Room in the north end of the main floor in said Downtown Fort Wayne Public Library;

(5) The Journal of the Common Council Proceedings in the Office of the City Clerk, Room 126, City Building, Room 122, City County Building, Fort Wayne, Indiana.

Charles W. Westerman

City Clerk

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do swear and posit the above proposed Ordinance in the designated places as stated above.

CHARLES W. WESTERMAN

City Clerk

12-5-12